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Attorneys for Respondents

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

ADRIAN CABRERA ESPINOZA,  
Petitioner-Plaintiff,

v.

MOISES BECERRA, in his official capacity,  
Director for the San Francisco ICE Field Office;  
ALEJANDRO MAYORKAS, in his official  
capacity, Secretary of the Department of  
Homeland Security; PATRICK J.  
LECHLEITNER, in his official capacity, Acting  
Director for U.S. Immigration and Customs  
Enforcement; and MERRICK GARLAND, in  
his official capacity, Attorney General of the  
United States,

Respondents-Defendants.

CASE NO. 5:23-CV-05872-PCP

**STIPULATED JOINT REQUEST TO RESET  
BRIEFING SCHEDULE ON MOTION FOR  
PRELIMINARY INJUNCTION AND  
SPECIALLY SET A HEARING ON THE  
MOTION FOR PRELIMINARY INJUNCTION;  
~~[PROPOSED]~~ ORDER**

Honorable P. Casey Pitts  
United States District Judge

Petitioner and Respondents by and through their undersigned counsel, hereby stipulate as follows:

1. Petitioner filed a petition for writ of habeas corpus on November 14, 2023. Dkt. No. 1.
2. Petitioner filed a motion for a preliminary injunction on November 14, 2023. Dkt. No. 3.

**Stipulated Joint Request to Reset Briefing Schedule on Motion for Preliminary Injunction and Specially Set a Hearing on the Motion for Preliminary Injunction; 5:23-CV-05872-PCP**

3. Respondents must currently respond to Petitioner's motion by November 28, 2023.  
Dkt. No. 3.

4. Petitioner's motion is currently set to be heard on December 19, 2023. Dkt. No. 3.

5. Counsel for Petitioner and Respondents conferred about a briefing schedule for Petitioner's motion given their availability and Thanksgiving, a federal holiday. The parties agreed to modify the briefing schedule.

6. Based on that agreement, Respondents will file their response to Petitioner's motion by December 5, 2023.

7. Based on that agreement, Petitioner will file any reply by December 12, 2023.

8. The parties respectfully request that Petitioner's Motion for a Preliminary Injunction be heard on a date specially set by the Court including, but not limited to, on December 19, 2023, December 20, 2023, December 21, 2023, December 22, 2023, or as soon as practicable, with a preference for December 22, 2023 and based on the Court's availability.

9. There have not been any other time modifications in the case, whether by stipulation or Court order.

10. Pursuant to Civil L.R. 6-1(b) and Civil L.R. 6-2(a), Petitioner and Respondents respectfully request that the Court approve the briefing schedule and specially set Petitioner's Motion for a Preliminary Injunction to be heard on December 19, 2023, December 20, 2023, December 21, 2023, December 22, 2023, or as soon as practicable, with a preference for December 22, 2023.

SO STIPULATED.

ISMAIL J. RAMSEY  
United States Attorney

Dated: November 17, 2023

By: /s/ Douglas Johns  
DOUGLAS JOHNS  
Assistant United States Attorney  
Attorney for Respondents

Dated: November 17, 2023

LAKIN & WILLE LLP

By: /s/ Judah Lakin  
JUDAH LAKIN  
Attorneys for Petitioner

**Stipulated Joint Request to Reset Briefing Schedule on Motion for Preliminary Injunction and Specially Set a Hearing on the Motion for Preliminary Injunction; 5:23-CV-05872-PCP**

**ATTESTATION**

In compliance with Civil L.R. 5-1(i)(3), I, Douglas Johns, attest that I have obtained concurrence in the filing of this document from each of the other signatories.

Dated: November 17, 2023

By: /s/ Douglas Johns  
DOUGLAS JOHNS

**~~[PROPOSED]~~ ORDER**

Pursuant to stipulation, and for good cause shown, IT IS SO ORDERED.

1. Respondents must file their response to Petitioner's motion for a preliminary injunction by December 5, 2023.

2. Petitioner must file any reply by December 12, 2023.

3. A hearing on Petitioner's motion for a preliminary injunction shall be specially set on ~~December 22, 2023, if the Court is unavailable, or on December 19, 2023, December 20, 2023, December 21, 2023, or as soon as practicable.~~ **Wednesday, December 20, 2023 at 1:00pm.**

IT IS SO ORDERED.

Dated: November 20, 2023



THE HONORABLE P. CASEY PITTS  
United States District Judge